

App B IX 4

Previous References.
Sub 36 35 (40-43)
31

✓
1945-46
(mt)

File No 22-43
Serial Nos 97-100

Later References

Edn 50-46
21, 22, 23, 24, 25, 28, 29
30, 31, 32, 33, 34, 38

GENERAL AND REVENUE SECRETARIAT

Serial Nos

four

Part B for

June 46

SUBJECT

Acquisition of a portion of the ~~property~~
property no 173 (old) viz, of the
On Kumbharajewda Road which is
B. Core city for widening

140000 Rs, 176 Rs
- 41

- (i) The mil commⁿ
- B. Core city -
- (ii) Comptroller &
for

Sanctions the —

12

2534526905 2952
L

Petn of 5-10-44 from
Mr Dr Krishnak
Sethy, Messrs Sinkson & Co
Avenue Road, Bonga
Protesting against the
grant of a license
to one Dr Subbiah Sethy
for the construction of a
building on site No 513
Avenue Road, Bonga

Minutes of the Minister
L 89 & P # on the Petn

"May be sent to the ml
Comm for a note in the
matter" (Dd) ^{14/11} 22 10-44

2 more Petitions
addressed to the Dewan
are also put up

W/B

Subd with a memo on
the Petn calling for a report
from the ml Comm, Bonga
as directed above

W/B
2/11

gsmed

gsmed

L 4194 22/11/44

2/11/unt

Sub A

"G"

"R"

Letter NO L A C 40/35-36 D 23-1-45 from the ml Commr, Brij, requesting that the entire property NO 513 Sri Krishnarajendra Road, Brij, belonging to Dr Subbrah Chetty order for acqu in go NO R 7775-7/ml 36-35-41 D 9-4-36 may be withdrawn & that only a portion of the property measuring 11.2 sq yards may be acquired.

1) In April 1936 the ml cl resolved to acquire the entire property of Dr Subbrah Chetty bearing in the Sri Krishnarajendra Road, Brij, bearing ml NO 513 & measuring 536 sq yards and orders were issued accordingly in go NO R 7775-7/ml 36-35-41 D 9-4-36 sanctioning the acqu

2) In Dec 1936 when notice was issued to the party, he requested that only so much portion of the property as is actually required may be acquired

3) In Dec 1940 the ml cl resolved to acquire only 11.2 sq yds out of the above property, (This resolution being 4 years old)

4) One Mr D N. Krishniah Sefy of Messrs Dinkson & Co, Avenue Road, Brij, has submitted a Petn to Govt protesting against the grant of a license to Dr Subbrah Sefy for the construction of a building on site NO 513 Avenue Road

The Minister for L&P 4 was pleased to order on the petition that a report may be called for from the ML Commr. Accordingly a report was called for in this office under no L 4194 of 2-11-44 & the report is awaited subject for orders

Miss. 5/2/45
on the f.o. dated L 7775-7 dated 9-4-36, sanction was accorded to acquire 53.6 sq yds of land belonging to the said Suburban

Sett for widening the road in Muncip

1) on the representation of the party, the M.C. have proposed to acquire of 11.2 sq yds out of the same property. Defendant's statements have been set up therefor under sec. 17 of the Dist Act

2) The petition need in this connection has no bearing on the question of this acq.

A report has been called for about the just & a cause for the transfer of the property. Thereon the ML Commr will be removed about it.

3) In the meanwhile the draft notice for survey the acq. of 11.2 sq yds on & the notice withdrawing the previous notice are for approval

Law Secy for
8/4/45

11) D. H. P. 9/4/45

10) yes
about it

6436
9/4/45

4970
L 58353
L

Subd with a draft letter for appl

WKS
10/2
Jal

Jrney

Issued no R 8298 21/2/45

JusA
24/2

R.C.

Wf
Jil...

L 10492 dated 8-4-46

From the Municipal Commr to the

AG-C-552/45-46 dated 17-5-46

states that the license applied for by Dr Subraiah Selly cannot be granted until final orders of court are received on the proposed to acquire a portion of the property of Dr Subraiah Selly and adds that the objections of Dr Krishnaiah Selly would be duly considered at the time of granting the license to Dr Subraiah Selly

13) The two drafts put up are for approval

the mentioned note, & the 27/5 Jt for. may be appd

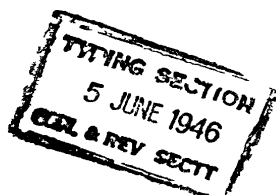
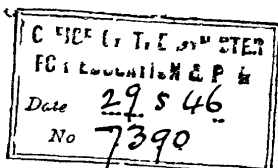
Rev Secy) for 27/5/46

Minister for Ed & H) Jt

Jrney
WKS
4/6/46

Jt 28/5/46

WD 0726-GPB-20000-1,944

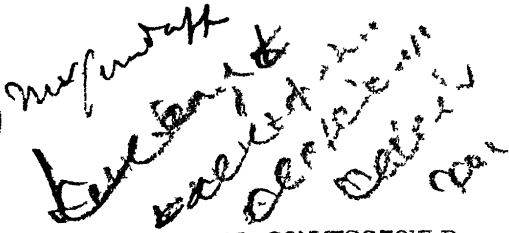


The removal box N^o 1
 L 14040-1-D 17-6-46
 Sachans he Acam

The N^o 1 box
 " corner - N^o 3
 14037 D 17-6-46

notifies withdrawal of a portion of
 land from acquisition

13

B A N G A L O R E

2534/L

6 10.44

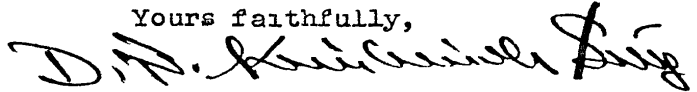
I would request you, Sir to inspect the spot before granting a license this particular site is projecting to an extent of 7 feet into the Avenue Road and to bring it in line with other buildings atleast 7 feet must be - acquired And if 7 feet of land is acquired no building can be put up on the remainin_g land as it will be a very narrow strip If license were to be granted the proposed buildin_g will affect the ventilation of my building - kindly take action in regard to the unauthorised construction by Mr Subbiah Setty

P T O

if no action is taken or if any license is granted to the said Dr Subbiah Setty, I will have no other option except to approach higher authorities in the matter hope I will receive a reply this time atleast

Bangalore City,)
5th Oct. 1944.)

Yours faithfully,



DINKSON & CO.,
Per- D N KRISHNIAH SETTY,
AVENUE ROAD BANGALORE CITY

Copies forwarded to

- 1 The Dewan of Mysore, Bangalore.
2. The Minister for Local Self-Government in Mysore, Bangalore.
3. The Municipal Engineer,
- 4 The Municipal President,
5. The Health Officer.

- 2 -

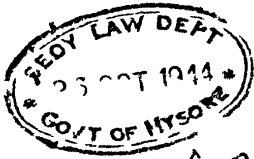
If no action is taken or if any license is granted to the said Dr. Subbiah Jetty, I will have no other option except to approach higher authorities in the matter. I hope I will receive a reply this time atleast.

Yours faithfully,

Bangalore City,)
5th Oct. 1944.)

Copies forwarded to

1. The Dewan of Mysore, Bangalore.
- 2 The Minister for Local Self-Government in Mysore,
Bangalore
- 3 The Municipal Engineer,
- 4 The Municipal President,
- 5 The Health Officer,



RECEIVED
F L R P
Dat 28-10-44
No 635

2952/C

TO

THE MUNICIPAL COMMISSIONER,

CITY MUNICIPALITY,

BANGALORE.

6 10 44

In my 60. Secy
has been made known
for a week or two
in my 60. Secy

Sir,

1/10/44
22 10 44

Ref, Open Land bearing Municipal No.513, Avenue
Road, Bangalore City.

Law Secy

On 13-8-44, I had written to you that Dr. B. Subbiah Setty was constructing a building in the above land without obtaining a license. I have neither received a reply nor

CITY MUNICIPALITY
OFFICE
NOV 1944
No

has the Municipality taken any action in the matter.

I may bring it to your notice that the said land was notified to be acquired in the year 1935-36 with a view to widen the Avenue Road. In the year 1936 when some unauthorised construction took place, the Municipal authorities demolished the same.

Now I learn that Dr. B. Subbiah Setty has again applied for a license to construct a building and that the application is pending disposal.

I would request you, Sir to inspect the spot before granting a license. This particular site is projecting to an extent of 7 feet into the Avenue Road and to bring it in line with other buildings atleast 7 feet must be acquired. And if 7 feet of land is acquired no building can be put up on the remaining land as it will be a very narrow strip. If license were to be granted the proposed building will affect the ventilation of my building. - kindly take action in regard to the unauthorised construction by Mr Subbiah Setty.

P.T.O.

If no action is taken or if any license is granted to the said Dr. Subbiah Setty, I will have no other option except to approach higher authorities in the matter. I hope I will receive a reply this time atleast.

Yours faithfully,

Bangalore City,
5th Oct. 1944.

D. N. Krishniah Setty

DINKSON & CO.,
P. N. D N KRISHNIAH SETTY
AVENUE ROAD BANGALORE CITY

Copies forwarded to

1. The Dewan of Mysore, Bangalore.
2. The Minister for Local Self-Government in Mysore, Bangalore.
3. The Municipal Engineer,
4. The Municipal President,
5. The Health Officer.

Memo no L 4194 D 3-11-44
Forwarded with Compliments to the Municipal Commissioner, Bangalore city, through the President for kindly sending a report in the matter very early
By order

W/C C. C. C.

CITY	
3039/11A	
NOV 10 1944	
A6	

For Mr. C. C. C.
For Secy to Govt
11/11/44
11/11 - (Law Dept)

1. ST 27/11/44
Reminders 5/1/45

AB P 237

Forwarded to the Municipal Engineer for a very early report

For Mr. C. C. C.

4972

BANGALORE CITY MUNICIPALITY

MUNICIPAL OFFICES

No L A C 40/35-36

Encl *supplie resolution (4 sets)*
Resolution copies
Plan of valuation
Plan of valuation

Bangalore 23rd January 1945

FROM *Mr KMS*
Mr K Subba Rao, Esq, B A,
P. SURYANARAYANAYSETTI, Esq, B A, B L

MUNICIPAL COMMISSIONER

BANGALORE CITY MUNICIPALITY

To, *(2)*
Mr Narayanaswamy Waidu, Esq, B A, B L,

LEGAL REMEMBRANCE & SECRETARY TO THE GOVERNMENT

OF HIS HIGHNESS THE MAHARAJA OF MYSORE

LAW DEPARTMENT BANGALORE

SIR

Subject - Acquisition of a portion of property No
473 (Old)/513 (New), Sri Krishnarajendra Rd,
IV Division, Bangalore City for widening
the Road

"Q"
With reference to the above, I have the honour to state that Government in their order No L 7775-7/ML 36-35-41 dated 9-4-1936 sanctioned the acquisition of the entire property measuring 53.6 square yards authorising the then Municipal Commissioner to take orders for the acquisition under Section 17 of Land Acquisition Act and that this fact was notified in the Mysore Gazette dated 9-4-1936 (A copy of the notification enclosed). When Notice under Sections 9 and 10 of Land Acquisition Act was issued to the owner, Dr Subbaiah Setti, he filed an objection statement on 22-4-1936, in which he requested the Municipality to limit the acquisition only to the portion actually required for the alignment of the road.

Accordingly, a modified plan and valuation statement for Rs 354/- to acquire only a portion of the property measuring 52' x 2' = 11.2 square yards were got prepared and placed before the City Improvement Committee and the Municipal Council.

The City Improvement Committee and the Municipal Council conveyed approval to the above proposal at their meetings held on 12-12-1940 and 18-12-1940 respectively (Copies of the resolutions enclosed). Further acquisition proceedings were stopped for want of the funds. Now the owner of the property Dr Subbaiah Setti intends to put up a structure urgently on the land including the portion proposed to be acquired and has applied for the grant of building license.

Draft revised Notifications under section 17 of Land Acquisition Act as per resolution of the Municipal Council are herein enclosed for favour of arranging publication in the Mysore Gazette after withdrawing the original Notification No L 7778/ML 36-35-42 dated 9-4-1936.

In the circumstances explained above I request that sanction of Government may kindly be obtained for the resolution of the Municipal Council dated 18-12-1940 to acquire only a portion of the property measuring 11.2 square yards. The Special Land Acquisition Officer, Bangalore City Municipality, may be authorized to take orders for the acquisition under Section 17 of the Land Acquisition Act.

The modified plan and valuation statement are herein enclosed for favour of kind reference and return. The

- 2 -

The Compiler, Mysore Gazette, may be requested to send 10 spare copies of Notifications to this Office

I have the honour to be,
Sir,
Your most obedient servant,

K. S. S. S.
Municipal Commissioner
Am

mlt

Forwarded with compliments

W. S. S.
President

Proceedings of the meeting of Council dated 18-12-1940

Urgent work 36 Opinion of the City Improvement Committee
meeting dated 12-12-1940 approving the revised
proposal that only the projected portion in No 473
Avenue Road, may be acquired

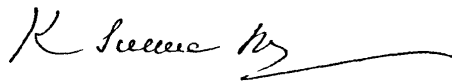
Mr B S Shankarappa Setty moved and Mr R
Venkataswamy seconded

Resolution 1 Approved

Sd M Royan

Hon President

"Copy"



Municipal Commissioner



mlt

~~Mr Krishnaraj Setty are not valid at this stage~~ They
will be duly considered at the time of granting the

p.t o

- 2 -

The Compiler, Mysore Gazette, may be requested to send 10
more copies of Notifications to this Office

I have the honour to be,
Sir,
Your most obedient servant,

Po L-8298

To the Hon Commr, Bd of C, 21/2/45

thru the ~~Post~~ ~~Office~~ ~~to~~

7

OFFICES,

~~May~~ 1946

20.12

Proceedings of the City Improvement Committee meeting
dated 12-12-1940

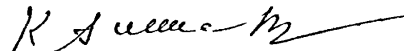
1 Plan and valuation statement for Rs 354/- for
acquisition of a portion of No 473, Avenue Road,
Bangalore City, belonging to Dr B K Subbiah Setti

Resolution 4 The revised proposal may be
approved

Sd M Royan,

Chairman

"Copy"


Municipal Commissioner



mlt

To L-8298

To the Hon Commr, P.O. Secy,

21/2/45

7

OFFICES,

-- - 10.5

Sir, With reference to the letter no LDC 40
dated 28/1/45, re depn of certain properties belonging to the
I am directed to inform substantially
reference to this office memo no L 4194 of
2-11-44 calling for a report on the Petition
of 5-10-44 received from Mr D N. Krishnamah
Sethy, Messrs Dinkson & Co, Avenue Road,
P.O. Secy, protesting against the grant of a
license to one Dr Subrah Sethy for
the construction of a building on
site no 513 of the Avenue Road & to
request that the report called for ^{therein} may
be expedited

I have etc

Yours

W. S. Forsey to Govt
Law Dept

18/2/45

Po L-8298

To the Hon Commr, Pochp,

21/2/45

7

OFFICES,

May 1946

Sir, With reference to the letter no LDC 40
dated 25/1/45, re depn of certain properties belonging to the
I am directed to inform substantially
reference to this office memo no L 4194 of
2-11-44 calling for a report on the Petition
of 5-10-44 received from Mr D N Krishnamah
Sethy, Messrs Dinkson & Co, Avenue Road,
Pochp, protesting against the grant of a
license to one D. Subbrah Sethy for
the construction of a building on
site no 513 of the Avenue Road & to
request that the report called for ^{may} be expedited

I have etc

Yours

W. For Secretary to Govt
Law Deptt

W. For Secretary to Govt

nl 22-45-97
No A6 C 552/45-46

Application

CITY MUNICIPAL OFFICES

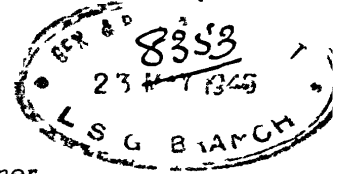
Bangalore dated 17th May 1946

FROM

SAFI DARASHAH ESQ, B A

Municipal Commissioner

Bangalore City



To

J B Mallaradhya, Esq, M A,
Secretary to the Government of Mysore,
Revenue Department, Bangalore

SIR

18/5-
With reference to Law Secretary's letter No L 8298/M1 dated 21-2-1945, calling for a report on the application (enclosed herewith) of Mr D N Krishnaiah-Setty, (M/s Dinkson & Co, Avenue Road, Bangalore City) protesting against the grant of a license for a building to Dr B Subbaiah Setty, I have the honour to state that his contentions are - 1 that the ventilation to his property would be obstructed if license is granted to his neighbour Dr Subbaiah Setty as applied for by him and 2) that the land remaining after acquisition of the portions as proposed by the Municipality would not be sufficient for an independent building etc

2 It may be stated in this connection that the license applied for by Mr Subbaiah Setty cannot be granted until final orders of Government are received regarding the acquisition of a portion of the land (belonging to Mr Subbaiah Setty) for widening the road. The acquisition of a portion of the said land is quite necessary for a public purpose. The contentions of Mr Krishnaiah Setty are not valid at this stage. They will be duly considered at the time of granting the

p t o

the license to Dr Subbaiah Setty

I have the honour to be,
Sir,
Your most obedient servant,


Municipal Commissioner.

hsr/-



142--45-96--

L 14037 & 17.6.46

Notification

Abt

my pen

Under section 48 (1) of the Land
Acq. Act 1894, ~~and~~ ~~the~~ ~~provisions~~
~~thereunder~~ as amended from
time to time, ^{the} Govt of His Highness the
Maharaja of Mysore are pleased to
withdraw from ^{the} acquisition, a portion
of site no 513, measuring 53 6 sq
yards in Su. Krishnarajendra Road, Porcupine
yards sanctioned in G.O. no L 77757/mel
26-25-41 & 9-4-36 for widening the road,
as the same is not required now for the
said purpose

for ^{28/5}
Secretary to Govt
Revenue Dept

By order
for ^{28/5}
Secy to Govt
Revenue Dept

To the Comptroller Mysore Gazette for Publication
in Part III-3 of the Gazette & supply of 20
copies of the notification in English & Kannada
to the Comptroller, Porcupine

Memo no L 14037 & 17.6.46.

Copy of the above is forwarded with compliments
to the Comptroller, Porcupine with reference to his
letter no L A C 40/35-36 & 23-1-45

By order
for ^{28/5}
Secy to Govt
Revenue Dept

GOVERNMENT

HIS HIGHNESS THE MAHARAJA OF MYSORE

General and Revenue Secretariat,

Dated Bangalore, 17 6 1948

L 14037
ML 22 - 45-98

NOTIFICATION

Under Section 48(1) of the Mysore Land Acquisition Act 1904 as amended from time to time, the Government of His Highness the Maharaja of Mysore are pleased to withdraw from the acquisition of a portion of site No. 513 measuring 53.6 sq. yards in Sri Venkateswara Road, Bangalore City, sanctioned in Government Order No. L. 7775-7/51.36-35-41 dated 9th April 1936 for widening the Road, as the same is not required now for the said purpose.

By Order.


Secretary to Government,
Revenue Department.

To

The Compiler, Mysore Gazette, for publication in Part III-3 of the Gazette and supply of 20 copies of the notification in English and Kannada to the Municipal Commissioner, Bangalore City.

DRAFT

SUBJECT_

Diary No of letter replied to

Date of issue - 17.6.46

Signed by

M. G. R.

2 In view of the urgency of the matter, sanction under section 17 of the R.A. Act is also accorded to proceed with the work urgently

1 To the ml Commr, Pong (R)
The Comptroller
(only compiler
as required
on fax copies)

28/5/46
Secretary to Govt

Revenue Dept

Section

File No

Serial No

Proceedings of the Government of His Highness
the Maharaja of Mysore

Read - Caves purchase ending with 17-5-46
Letter No R A C 40/35 dated 23-1-45
from the Deputy Commissioner Pong District,
recommending sanction to the acquisition of 11.2 sq yards
out of Property No 513, Sri Krishna
Mangalore Road, in the village of
bordering the road
Tahsil required for

Order No L 110410-1 Dated Bangalore

The acquisition of the property recommended
above is sanctioned the Special Land Acq Officer
of the Pong Sub-Division being appointed
to perform the functions of a Deputy Commissioner under
the Land Acquisition Act and authorised to take order for
the said property

3 The declaration statements in English and Kannada
will be forwarded to the Compiler Mysore Gazette, for
publication

4 The cost of acquisition will be met from the
funds of the Pong ml Council

Secretary to Government
Law Department